

AMENDED IN ASSEMBLY MAY 3, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 1740

**Introduced by Committee on Judiciary (Jones (Chair), Evans,
Laird, Levine, Lieber, and Montanez)**

March 2, 2005

An act to add Section 410.44 to the Code of Civil Procedure, relating to civil procedure.

LEGISLATIVE COUNSEL'S DIGEST

AB 1740, as amended, Committee on Judiciary. Civil procedure: forum.

Existing law provides that a court of this state may exercise jurisdiction on any basis not inconsistent with the Constitution of the state or of the United States.

This bill would provide that an agreement entered into or renewed on or after January 1, 2006, establishing a forum outside of this state for the hearing or determination of specified matters relating to a California-~~resident~~ *consumer* is contrary to public policy and is void and unenforceable.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 410.44 is added to the Code of Civil
- 2 Procedure, to read:
- 3 410.44. An agreement entered into or renewed on or after
- 4 January 1, 2006, establishing a forum outside of this state for the
- 5 hearing or determination of a matter arising from an offer or

- 1 provision of goods, services, property, or extensions of credit
- 2 primarily for personal, family, or household purposes to a
- 3 California-~~resident~~ *consumer* is contrary to public policy and is
- 4 void and unenforceable.